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20 **UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

21 ULTRA INTERNET MEDIA, S.A., a company  
organized under the laws of Nevis, West Indies;

22 Plaintiff,  
23 v.  
24 CAESARS LICENSE COMPANY, LLC, a  
25 Nevada limited liability company,  
26 Defendant.

27 AND ALL RELATED CASES

28 (consolidated with Case No.: 2:10-cv-00607-JCM-RJJ)

(consolidated w/ Case No.: 2:10-cv-00904-JCM-LRL)RJJ

**ORDER REGARDING MOTION FOR  
PARTIAL SUMMARY JUDGMENT (#1)  
ON AFFILIATION, MOTION FOR  
PARTIAL SUMMARY JUDGMENT (#2)  
ON HARRAH'S REPRESENTATIONS OF  
CONTROL, MOTION FOR PARTIAL  
SUMMARY JUDGMENT (#3) ON FULL  
TILT POKER AS EVEREST'S  
COMPETITOR**

**ORDER REGARDING MOTION FOR PARTIAL SUMMARY JUDGMENT (#1) ON  
AFFILIATION, MOTION FOR PARTIAL SUMMARY JUDGMENT (#2) ON  
HARRAH'S REPRESENTATIONS OF CONTROL, MOTION FOR PARTIAL  
SUMMARY JUDGMENT (#3) ON FULL TILT POKER AS EVEREST'S COMPETITOR**

Ultra Internet Media, S.A.'s (hereinafter "UIM"), Motion for Partial Summary Judgment (#1) on Affiliation, Motion for Partial Summary Judgment (#2) on Harrah's Representations of Control, and Motion for Partial Summary Judgment (#3) on Full Tilt Poker as Everest's Competitor came before this Court for oral argument on April 15, 2010. Having reviewed the pleadings and papers on file herein, and having heard the arguments of counsel, the Court hereby ORDERS, ADJUDGES, AND DECREES as follows:

1. UIM's Motion for Partial Summary Judgment (#1) on Affiliation is DENIED.
2. UIM's Motion for Partial Summary Judgment (#2) on Harrah's Representations of Control is DENIED.
3. UIM's Motion for Partial Summary Judgment (#3) on Full Tilt Poker as Everest's Competitor is GRANTED.

In denying UIM's Motion for Partial Summary Judgment (#1) on Affiliation and UIM's Motion for Partial Summary Judgment (#2) on Harrah's Representations of Control, the Court finds the Promotional Agreement to be ambiguous such as to preclude summary judgment.

In granting UIM's Motion for Partial Summary Judgment (#3) on Full Tilt Poker as Everest's Competitor, the Court finds that Full Tilt Poker is identified as an Everest Competitor in Exhibit F to the Promotional Agreement and that Full Tilt Poker was, in fact, a competitor of the Everest Brand during the term of the Promotional Agreement.

Submitted by:

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John C. Mahan  
UNITED STATES DISTRICT JUDGE

Dated: April 28, 2011